

REMARKS/ARGUMENTS

Allowable Subject Matter

The Examiner has indicated that Claims 5 and 6 are directed to allowable subject matter. Applicant has canceled all the original Claims and rewritten Claims 5 and 6 in independent form as new Claims 9 and 10. New Claims 9 and 10 include all of the limitations of the base claim and the intervening claims, with the exception of Claim 4. The limitations of original Claim 4 have not been included in new Claims 9 and 10 because of the 35 USC § 112, second paragraph objection that was given by the Examiner as to Claim 4. Applicant respectfully submits that this does not impact the allowability of New Claims 9 and 10 because, as noted by the Examiner, Claim 5 obviates the deficiency that was in Claim 4, and the limitations of Claim 5 are included in new Claims 9 and 10.

Conclusion

It is respectfully submitted that this response places Applicant's application in condition for allowance, and therefore further and favorable action on this application is requested.

Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 15, 2004.


Ryan N. Carter, Registered Representative